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**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ALASKA**

UNITED STATES OF AMERICA for the use of  
NORTH STAR TERMINAL & STEVEDORE  
COMPANY, d/b/a Northern Stevedoring &  
Handling, and NORTH STAR TERMINAL &  
STEVEDORE COMPANY, d/b/a Northern  
Stevedoring & Handling, on its own behalf,

Plaintiffs,

and

UNITED STATES OF AMERICA for the use of  
SHORESIDE PETROLEUM, INC., d/b/a Marathon  
Fuel Services, and SHORESIDE PETROLEUM,  
INC., d/b/a Marathon Fuel Services, on its own  
behalf,

Intervening Plaintiffs,

and

METCO, INC.,

Intervening Plaintiff,

vs.

NUGGET CONSTRUCTION, INC.; SPENCER  
ROCK PRODUCTS, INC.; UNITED STATES  
FIDELITY AND GUARANTY COMPANY; and  
ROBERT A. LAPORE,

Defendants.

Case No. 3:98-cv-009-TMB

**PROPOSED  
ORDER DENYING MOTION IN  
LIMINE RESPECTING  
CLAIMS BY AND/OR  
SETTLEMENT WITH SECOND  
TIER VENDORS**

The Court, having considered defendant Nugget Construction, Inc.'s Motion in Limine Respecting Claims by and/or Settlement with Second Tier Vendors, the Opposition thereto, and being fully advised thereof,

HEREBY ORDERS: That the motion in limine is Denied.

Dated: \_\_\_\_\_

\_\_\_\_\_  
Timothy M. Burgess  
U. S. District Court Judge

CERTIFICATE OF SERVICE

I certify that on the 2nd day of July, 2007,  
a copy of the foregoing PROPOSED ORDER DENYING  
MOTION IN LIMINE RESPECTING CLAIMS BY  
AND/OR SETTLEMENT WITH SECOND TIER  
VENDERS was served electronically to:

Steven S. Shamburek, Esq.  
Traeger Machetanz, Esq.  
Paul D. Stockler  
Herbert A. Viergutz  
C. Patrick Stoll, Esq.

s/ David W. Pease